

By: Ellis

S.B. No. 1783

A BILL TO BE ENTITLED

AN ACT

relating to a warning notice posted outside of certain buildings that permit smoking; providing a penalty.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Chapter 161, Health and Safety Code, is amended by adding Subchapter O-1 to read as follows:

SUBCHAPTER O-1. SMOKING IN BUILDINGS

Sec. 161.321. DEFINITION. In this subchapter, "smoke" means to inhale, exhale, burn, or carry a lighted cigar, cigarette, pipe, or other smoking equipment.

Sec. 161.322. WARNING NOTICE POSTED OUTSIDE BUILDING. An owner, operator, manager, or other person in control of a building that the public is invited or allowed to enter and in which smoking is permitted shall post clearly and conspicuously at each public entrance to the building a sign that reads: "WARNING: SMOKING IS PERMITTED INSIDE THIS BUILDING."

Sec. 161.323. OFFENSE. A person who violates this subchapter commits an offense. An offense under this section is a Class C misdemeanor.

SECTION 2. This Act takes effect September 1, 2011.